

Message Text

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PAGE 01 SOFIA 00693 111025Z
ACTION EUR-08

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E.O. 11652: N/A
TAGS: SHUM, CGEN, PFOR, BU (MAREVA, RUMYANA AND YORDANKA)
SUBJECT: COURT HEARING IN MAREV CASE

REF: A) STATE 073277; MUNICH 0956

1. MUCH APPRECIATE REFTELS. DURZHAVEN VESTNIK (GOVERNMENT GAZETTE) DOES INDEED CONTAIN FOLLOWING LEGAL NOTICE IN MARCH 29 ISSUE: QUOTE THE VARNA DISTRICT COURT, XI COMPOSITION, SUMMONS SPAS YORDANOV MAREV FROM THE VILLAGE OF VARDUN, OKRUG OF TURGOVISHTE, AND IVANKA ATANASOVA MAREVA FROM THE VILLAGE OF BORYANA, OKRUG OF VARNA, WITH LAST PLACE OF RESIDENCE IN THE PEOPLE'S REPUBLIC OF BULGARIA-- THE CITY OF VARNA, NOW IN THE UNITED STATES OF AMERICA, ADDRESS UNKNOWN, TO APPEAR IN THE COURT ON MAY 20, 1977 AT 8:00 HOURS AS DEFENDANTS IN CIVIL CASE NO. 353.1977 INITIATED BY THE OKRUG PROSECUTOR'S OFFICE, VARNA, FOR WITHDRAWAL OF THE PARENTS' RIGHTS. THE DEFENDANTS ARE TO ANNOUNCE COURT ADDRESSES IN THE DISTRICT OF THE COURT, OTHERWISE THE CASE WILL BE TRIED AS PER THE TERMS OF LIMITED OFFICIAL USE

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PAGE 02 SOFIA 00693 111025Z

ARTICLE 50, PARAGRAPH 2, OF THE CRIMINAL CODE. UNQUOTE.

2. MEANING OF LAST SENTENCE IS OBSCURE. WE ARE CHECKING WITH LOCAL LAWYER.

3. COMMENT: WE ARE IN SOME MEASURE SURPRISED THAT THIS LEGAL STEP OF APPOINTING A GUARDIAN FOR THE MAREV CHILDREN

(WHICH IS THE IMPLICATION OF THE GAZETTE ANNOUNCEMENT) WAS NOT TAKEN EARLIER. IN FACT, WE HAD BEEN INFORMED PREVIOUSLY BY THE CHILDREN'S MATERNAL UNCLE ZHELYAZOV THAT HE WAS THE LEGAL GUARDIAN. THAT THE STEP IS TAKEN AT THIS TIME SUGGESTS IT IS INTENDED AS A BULGARIAN TURN OF THE RATCHET, EITHER TO ENCOURAGE MAREVS (OR ONLY ONE OF PARENTS) TO AVAIL THEMSELVES OF OPPORTUNITIES TO COME TO BULGARIA, OR TO "CLOSE" THE CASE BY PRETENDING THAT LEGAL ACTION HAD MADE THE QUESTIONS OF WHAT THE CHILDREN WANT IRRELEVANT. WE ARE ADDRESSING IN A SEPARATE TELEGRAM (COMMENTING ON STATE 073112) WHAT WE THINK OUGHT TO BE DONE ABOUT IT. AGREE COMPLETELY WITH DEPT'S VIEW THAT RFE ATTENTION COULD WELL DAMAGE CHANCES FOR REUNITING FAMILY AND HOPE RFE WILL AGREE TO DROP COVERAGE FOR THE TIME BEING.
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